

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES EICHENBERG,

Plaintiff,

v.

CAROLYN W. COLVIN, ACTING  
COMMISSIONER OF SOCIAL SECURITY,

Defendant.

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CIVIL ACTION NO. 14-4117

**ORDER**

**AND NOW**, this 8<sup>th</sup> day of December, 2015, after considering the complaint, the answer, and all briefs of record; and after considering the administrative record (Doc. No. 6); and after considering the report and recommendation filed by United States Magistrate Judge Lynne A. Sitarski (Doc. No. 15); and no party having filed objections to the report and recommendation; accordingly, it is hereby **ORDERED** as follows:

1. The clerk of court is **DIRECTED** to return this matter to the court's active docket;
2. The report and recommendation (Doc. No. 15) is **APPROVED** and **ADOPTED**;
3. The plaintiff's request for review is **GRANTED** insofar as he requests that the decision of the Commissioner be vacated and remanded for further proceedings;
4. The final decision of the Commissioner is **VACATED** and this matter is **REMANDED** to the Commissioner, pursuant to sentence four of 42 U.S.C. § 405(g), for further proceedings consistent with the report and recommendation; and

5. The clerk of court is **DIRECTED** to mark this matter as **CLOSED**.

BY THE COURT:

/s/ Edward G. Smith  
EDWARD G. SMITH, J.